

**PATENT** 

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (FOR INTEL CORPORATION PATENT APPLICATIONS)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

or PCT International Application Number

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

the specification of which

is attached hereto.

X was filed on (MM/DD/YYYY) March 30, 2001

United States Application Number 09/823,674

and was amended on (MM/DD/YYYY) \_\_\_\_\_\_. (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this

application.

I acknowledge the duty to disclose all information known to me to be material to patentability as

defined in Title 37, Code of Federal Regulations, Section 1.56.

application, and that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d), of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s	)			Priori <u>Claim</u>		
(Number)	(Country)		Filing Date -	Yes	No	
(Number)	(Country)		Filing Date - 0/YYYY)	Yes	No	
(Number)	(Country)		Filing Date - 0/YYYY)	Yes	No	
I hereby claim the benefit ι provisional application(s) li		es Code, So	ection 119(e) of a	ny United	States	
Application Number	(Filing Date – M	(Filing Date – MM/DD/YYYY)				
Application Number	(Filing Date – Mi	M/DD/YYY	<del>Y)</del>			
I hereby claim the benefit userplication(s) listed below is not disclosed in the prior of Title 35, United States Consumer to me to be material Section 1.56 which became or PCT international filing of	and, insofar as the subject United States application code, Section 112, I acknow I to patentability as defined e available between the fili	matter of e in the man wledge the I in Title 37	each of the claims ner provided by th duty to disclose a , Code of Federal	s of this ap ne first para all informat I Regulatio	plicatior agraph ion ons,	
Application Number	(Filing Date – MM/DD/	YYYY)	Status patented pending	i, g, abandor	 ned	
Application Number	(Filing Date – MM/DD/	YYYY) =	Status patented	l, a. abandon		

Inventor's Signature Date 5-1-01	DIEACI
Inventor's Signature Date 5-1-0/	_ PLEASI
Residence Austin, TX Citizenship USA (Country)	_ &
Post Office Address 10103 Woodland Village Dr., Austin, TX 78750	_
	<del></del>
Full Name of Fifth/Joint Inventor Perry H. Wang	<b>-</b> .
Inventor's Signature Length Date 5-1-0	- PLEASI
Residence San Jose, CA Citizenship USA (Country)	_ &
Post Office Address 2907 Kiperash Dr., San Jose, CA 95133	_
	-
Full Name of Sixth/Joint Inventor <u>Edward T. Grochowski</u>	<b>-</b>
Inventor's Signature Church C. Auto Date 5-01-01	_ PLEAS
Residence San Jose, CA Citizenship USA	_
(City, State) (Country)	
Post Office Address 5565 Yale Drive, San Jose, CA 95118	_
	-
Full Name of Seventh/Joint Inventor Ralph M. Kling	_
Inventor's Signature Rall M De Date 5/1/01	PLEAS
Residence Sunnyvale, CA Citizenship Germany	_
(City, State) (Country)	
Post Office Address 1422 Bedford Ave., Sunnyvale, CA 94087	-
	-

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I hereby appoint the persons listed on Appendix A h part of this document) as my respective patent attor substitution and revocation, to prosecute this applicand Trademark Office connected herewith.	hereto (which is incorporated by reference and a recys and patent agents, with full power of ation and to transact all business in the Patent	
Send correspondence to <u>Jan Carol Little</u> (Name of Attorney or A ZAFMAN LLP, 12400 Wilshire Boulevard 7th Floo t lephone calls to <u>Jan Carol Little</u> (Name of Attorney or Agent	Agent) BLAKELY, SOKOLOFF, TAYLOR &	
I hereby declare that all statements made herein statements made on information and belief are bestatements were made with the knowledge that ware punishable by fine or imprisonment, or both, States Code and that such willful false statement application or any patent issued thereon.	of my own knowledge are true and that all delieved to be true; and further that these willful false statements and the like so made	
Full Name of Sole/First Inventor Hong Wang		
Inventor's Signature	Date	DIFAC
Residence Fremont, CA (City, State)	Citizenship China (Country)	8
Post Office Address 39877 Sundale Drive, Fremont	<u>CA</u> 94538	
Full Name of Second/Joint Inventor Jamison Collins		

Citizenship USA

Citizenship <u>USA</u>

Date YAT

(Country)

(Country)

INTEL CORPORATION
Rev. 03/05/01 (D3 INTEL)

Inventor's Signature

Inventor's Signature

Residence San Jose, CA

Residence Los Gatos, CA

(City, State)

Post Office Address 134 Old Adobe Way, Los Gatos, CA 95032

(City, State)

Post Office Address 2303 Quail Bluff Place, San Jose, CA 95121

Full Name of Third/Joint Inventor John P. Shen

part of this document) as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith. Send correspondence to <u>Jan Carol Little</u>, BLAKELY, SOKOLOFF, TAYLOR & (Name of Attorney or Agent) ZAFMAN LLP, 12400 Wilshire Boulevard 7th Floor, Los Angeles, California 90025 and direct telephone calls to Jan Carol Little (Name of Attorney or Agent), (425) 827-8600. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. Full Name of Sole/First Inventor Hong Wang Inventor's Signature \_\_\_ Citizenship China Residence Fremont, CA Post Office Address 39877 Sundale Drive, Fremont, CA 94538 Full Name of Second/Joint Inventor Jamison Collins Inventor's Signature Residence Los Gatos, CA Citizenship USA (City, State) Post Office Address 134 Old Adobe Way, Los Gatos, CA 95032 Full Name of Third/Joint Inventor John P. Shen Date YM (1 ZOD) Inventor's Signature Residence San Jose, CA

I hereby appoint the persons listed on Appendix A hereto (which is incorporated by reference and a

Post Office Address 2303 Quail Bluff Place, San Jose, CA 95121

## APPENDIX A

William E. Alford, Reg. No. 37,764; Farzad E. Amini, Reg. No. 42,261; William Thomas Babbitt, Reg. No. 39,591; Carol F. Barry, Reg. No. 41,600; Jordan Michael Becker, Reg. No. 39,602; Lisa N. Benado, Reg. No. 39,995; Bradley J. Bereznak, Reg. No. 33,474; Michael A. Bernadicou, Reg. No. 35,934; Roger W. Blakely, Jr., Reg. No. 25,831; R. Alan Burnett, Reg. No. 46,149; Gregory D. Caldwell, Reg. No. 39,926; Thomas M. Coester, Reg. No. 39,637; Donna Jo Coningsby, Reg. No. 41,684; Florin Corie, Reg. No. 46,244; Mimi Diemmy Dao, Reg. No. 45,628; Dennis M. deGuzman, Reg. No. 41,702; Stephen M. De Klerk, Reg. No. 46,503; Michael Anthony DeSanctis, Reg. No. 39,957; Daniel M. De Vos, Reg. No. 37,813; Justin M. Dillon, Reg. No. 42,486; Sanjeet Dutta, Reg. No. 46,145; Matthew C. Fagan, Reg. No. 37,542; Tarek N. Fahmi, Reg. No. 41,402; Thomas S. Ferrill, Reg. No. 42,532; George Fountain, Reg. No. 37,374; James Y. Go, Reg. No. 40,621; James A. Henry, Reg. No. 41,064; Libby N. Ho, Reg. No. 46,774; Willmore F. Holbrow III, Reg. No. 41,845; Sheryl Sue Holloway, Reg. No. 37,850; George W Hoover II, Reg. No. 32,992; Eric S. Hyman, Reg. No. 30,139; William W. Kidd, Reg. No. 31,772; Sang Hui Kim, Reg. No. 40,450; Walter T. Kim, Reg. No. 42,731; Eric T. King, Reg. No. 44,188; George Brian Leavell, Reg. No. 45,436; Kurt P. Leyendecker, Reg. No. 42,799; Gordon R. Lindeen III, Reg. No. 33,192; Jan Carol Little, Reg. No. 41,181; Robert G. Litts, Reg. No. 46,876; Julio Loza, Reg. No. P47,758; Joseph Lutz, Reg. No. 43,765; Michael J. Mallie, Reg. No. 36,591; Andre L. Marais, Reg. No. P048,095; Paul A. Mendonsa, Reg. No. 42,879; Clive D. Menezes, Reg. No. 45,493; Chun M. Ng, Reg. No. 36,878; Thien T. Nguyen, Reg. No. 43,835; Thinh V. Nguyen, Reg. No. 42,034; Robert B. O'Rourke, Reg. No. 46,972; Daniel E. Ovanezian, Reg. No. 41,236; Kenneth B. Paley, Reg. No. 38,989; Gregg A. Peacock, Reg. No. 45,001; Marina Portnova, Reg. No. 45,750; William F. Ryann, Reg. 44,313; James H. Salter, Reg. No. 35,668; William W. Schaal, Reg. No. 39,018; James C. Scheller, Reg. No. 31,195; Jeffrey S. Schubert, Reg. No. 43,098; George Simion, Reg. No. P47,089; Maria McCormack Sobrino, Reg. No. 31,639; Stanley W. Sokoloff, Reg. No. 25,128; Judith A. Szepesi, Reg. No. 39,393; Edwin H. Taylor, Reg. No. 25,129; John F. Travis, Reg. No. 43,203; Joseph A. Twarowski, Reg. No. 42,191; Mark C. Van Ness, Reg. No. 39,865; Tom Van Zandt, Reg. No. 43.219; Brent E. Vecchia, Reg. No. P48,011; Lester J. Vincent, Reg. No. 31,460; Archana B. Vittal, Reg. No. 45,182; Glenn E. Von Tersch, Reg. No. 41,364; John Patrick Ward, Reg. No. 40,216; Mark L. Watson, Reg. No. 46,322; Thomas C. Webster, Reg. No. 46,154; and Norman Zafman, Reg. No. 26,250; my patent attorneys, and Firasat Ali, Reg. No. 45,715; and Raul Martinez, Reg. No. 46,904, my patent agents, of BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP, with offices located at 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025, telephone (310) 207-3800, and Alan K. Aldous, Reg. No. 31,905; Ben Burge, Reg. No. 42,372; Richard C. Calderwood, Reg. No. 35,468; Paul W. Churilla, Reg. No. P47,495; Jeffrey S. Draeger, Reg. No. 41,000; Cynthia Thomas Faatz, Reg No. 39,973; John N. Greaves, Reg. No. 40,362; Seth Z. Kalson, Reg. No. 40,670; David J. Kaplan, Reg. No. 41,105; John Kacvinsky, Reg. No. 40,040; Peter Lam, Reg. No. 44,855; Charles A. Mirho, Reg. No. 41,199; Paul Nagy, Reg. No. 37,896; Leo V. Novakoski, Reg. No. 37,198; Thomas C. Reynolds, Reg. No. 32,488; Kenneth M. Seddon, Reg. No. 43,105; Mark Seeley, Reg. No. 32,299; Steven P. Skabrat, Reg. No. 36,279; Howard A. Skaist, Reg. No. 36,008; Steven C. Stewart, Reg. No. 33,555; Gene I. Su, Reg. No. 45,140; Calvin E. Wells, Reg. No. P43,256, Raymond J. Werner, Reg. No. 34,752; Robert G. Winkle, Reg. No. 37,474; Sharon Wong, Reg. No. 37,760; Steven D. Yates, Reg. No. 42,242; and Charles K. Young, Reg. No. 39,435; my patent attorneys, and Michael J. Nesheiwat, Reg. No. P47,819, my patent agent of INTEL CORPORATION; and James R. Thein, Reg. No. 31,710, my patent attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

## APPENDIX B

## Title 37, Code of Federal Regulations, Section 1.56 <u>Duty to Disclose Information Material to Patentability</u>

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
  - (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
  - (2) It refutes, or is inconsistent with, a position the applicant takes in:
    - (i) Opposing an argument of unpatentability relied on by the Office, or
    - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application;
  - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.
- (e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.